

**UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
MARSHALL DIVISION**

HUAWEI TECHNOLOGIES CO. LTD.,

Plaintiff,

v.

T-MOBILE US, INC. and T-MOBILE USA,
INC.,

Defendants,

NOKIA SOLUTIONS AND NETWORKS
US LLC and NOKIA SOLUTIONS AND
NETWORKS OY,
TELEFONAKTIEBOLAGET LM
ERICSSON, and ERICSSON INC.,

Intervenors.

Nos. 2:16-cv-0052-JRG-RSP

2:16-cv-0055-JRG-RSP

2:16-cv-0056-JRG-RSP

2:16-cv-0057-JRG-RSP

JURY TRIAL DEMANDED

JOINT STIPULATION

Intervenors Nokia Solutions and Networks US LLC and Nokia Solutions and Networks Oy (collectively, “NSN”) and Plaintiff Huawei Technologies Co. Ltd. (“Huawei”) hereby stipulate as follows:

1. For purposes of the above-captioned actions only, NSN agrees that it will not contest that any NSN source code identified in the Expert Report of Walter Overby dated June 5, 2017 that was made available by NSN for inspection by Huawei is not compiled into the software delivered to T-Mobile for use in T-Mobile’s networks.
2. Nothing in this stipulation shall prevent NSN from contesting that software delivered to T-Mobile for use in T-Mobile’s networks is not actually used by T-Mobile or its

customers, or that T-Mobile's networks are not configured to make use of any such software.

Dated: June 15, 2017

/s/ John D. Haynes

By: Deron Dacus
State Bar No: 00790553
THE DACUS FIRM, P.C.
821 ESE Loop 323, Suite 430
Tyler, TX 75701
(903) 705-1117
(903) 581-2543 – Facsimile
Email: ddacus@dacusfirm.com

Patrick Flinn (GA Bar No. 264540)
John Haynes (GA Bar No. 340599)
Wesley C. Achey (GA Bar No. 141284)
David S. Frist (GA Bar No. 205611)
Stephen G. McNiff (GA Bar No. 551585)
Michael C. Deane (GA Bar No. 498195)
Nick Tsui (GA Bar No. 982502)
Lindsay C. Church (GA Bar No. 651190)
ALSTON & BIRD LLP
1201 W. Peachtree St.
Atlanta, GA 30309
Telephone: 404-881-7240
Email: Patrick.Flinn@alston.com
Email: John.Haynes@alston.com
Email: Wes.Achey@alston.com
Email: David.Frist@alston.com
Email: Steve.McNiff@alston.com
Email: Michael.Deane@alston.com
Email: Nick.Tsui@alston.com
Email: Lindsay.Church@alston.com

Michael J. Newton (TX Bar No. 24003844).
Derek Neilson (TX Bar No. 24072255)
ALSTON & BIRD LLP
2800 N. Harwood St., Suite 1800
Dallas, Texas 75201
Telephone: (214) 922-3400
Facsimile: (214) 922-3899
Email: Mike.Newton@alston.com
Email: Derek.Neilson@alston.com

Thomas W. Davison (FL Bar No. 55687)
ALSTON & BIRD LLP
950 F. Street, NW
Washington, D.C. 20004
Telephone: (202) 239-3933
Facsimile: (202) 654-4913
Email: Tom.Davison@alston.com

M. Scott Stevens (NC Bar No. 37828)
Ross Barton (NC Bar No. 37179)
Stephen R. Lareau (NC Bar No. 42992)
ALSTON & BIRD LLP
Bank of America Plaza
101 South Tryon Street, Suite 4000
Charlotte, NC
28280-4000
Telephone: 704-444-1000
Facsimile: 704-444-1111
Email: Scott.Stevens@alston.com
Email: Ross.Barton@alston.com
Email: Stephen.Lareau@alston.com

Marsha E. Diedrich (CA Bar No. 93709)
ALSTON & BIRD LLP
333 South Hope Street
16th Floor
Los Angeles, CA 90071
Tel. (213)-576-1000
Fax (213)-576-1100
E-mail: Marsha.Diedrich@alston.com

*Attorneys for Nokia Solutions and Networks
US LLC and Nokia Solutions and Networks
Oy.*

/s/ David Barkan

Ruffin Cordell (TX Bar No. 04820550)

Linda Kordziel (DC Bar No. 446386)

FISH & RICHARDSON P.C.

1425 K Street, N.W., 11th Floor

Washington, D.C. 2005

Telephone: (202) 783-5070

Facsimile: (202) 783-2331

Email: cordell@fr.com

Email: kordziel@fr.com

Thomas H. Reger II (TX Bar No.
24032992)

Carl E. Bruce (TX Bar No. 24036278)

David B. Conrad (TX Bar No. 24049042)

Jane Du (TX Bar No. 24076355)

FISH & RICHARDSON P.C.

1717 Main Street, Suite 5000

Dallas, TX 75201

Telephone: (214) 747-5070

Facsimile: (214) 747-2091

Email: reger@fr.com

Email: bruce@fr.com

Email: conrad@fr.com

Email: du@fr.com

David Barkan (CA Bar No. 160825)

Neil Warren (CA Bar No. 272770)

FISH & RICHARDSON P.C.

500 Arguello Street, Suite 500

Redwood City, CA 94063

Telephone: (650) 839-5070

Facsimile: (650) 839-5071

Email: barkan@fr.com

Email: warren@fr.com

Kevin Su (MA Bar No. 663726)

FISH & RICHARDSON P.C.

One Marina Park Drive
Boston, MA 02210
Telephone: (617) 542-5070
Facsimile: (617) 542-8906
Email: su@fr.com

Attorneys for Huawei Technologies Co.,
Ltd.

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the above and foregoing document has been served on June 15, 2017, to all counsel of record who are deemed to have consented to electronic service via the Court's CM/ECF system per Local Rule CV-5(a)(3).

/s/ David Barkan